

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

DENNIS EAST INTERNATIONAL, INC.,

Plaintiff

vs.

ATHOME AMERICA, INC.,

Defendant.

Civil Action No. 04-11994-RWZ

**PLAINTIFF'S FIRST REQUEST FOR PRODUCTION
OF DOCUMENTS UNDER RULE 34**

Plaintiff, Dennis East International, Inc. ("Dennis East") request Defendant At Home America, Inc. ("At Home") to respond within 30 days to the following requests. For purposes of Request the term "Accused Products" shall mean any of the items alleged by Plaintiff to have been reproduced, imported, and/or distributed for sale by Defendant as further described in Exhibit attached to the Complaint (the 2004 At Home America catalogue).

1. That Defendant produce and permit Plaintiff to inspect and copy each of the following documents: See Exhibit A attached.

Respectfully submitted,

DENNIS EAST INTERNATIONAL, INC.

Date:

9/13/05

By

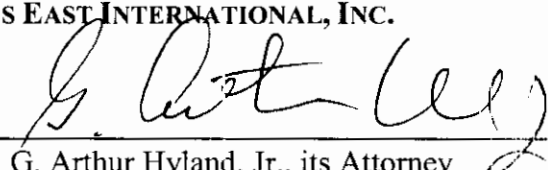

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EXHIBIT A
DOCUMENT REQUESTS

1. Specimens or samples of the Accused Products.
2. Documents identifying by names and addresses all persons and entities involved in creation, design, manufacture, importation, and/or shipment of the Accused Products.
3. All documents relating to At Home's decisions to purchase the Accused Products from person or entity other than Plaintiff including any and all communications between At Home and those persons or entities.
4. Documents which identify by each item At Home's cost in purchasing the Accused Products and the number of each Accused Product purchased.
5. Documents which identify the gross revenues and profits of At Home in connection with sale of each of the Accused Products including At Home's cost of sales of the Accused Products.
6. Documents which identify the current inventory of each of the Accused Products in possession of At Home.
7. Documents which identify the date(s) on which At Home ceased selling each of the Accused Products.
8. All internal communications by At Home relating to the Accused Products and any person or entity in any way related to the design manufacture, importation or selling of the Accused Products.
9. Documents which identify the persons or entities by name and address to which At Home sold or transferred any of the Accused Products for further sale or distribution.

10. Documents which identify the number of each of the Accused Products to persons or entities identified in Request No. 9.
11. All communications between any other person or entity relating to the Accused Products.
12. Documents which identify At Home's purchases of product from Dennis East for the years 2000, 2001, 2002, 2003 and 2004 which are identified in Paragraph 10 of the Complaint.
13. Documents which identify the last date of sale or transfer by At Home of any items identified by Defendant in Answer No. 12.